

**IN THE UNITED STATES DISTRICT COURT
OF THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ADAPTIX, INC.	§	
v.	§	No. 6:12cv22
ALCATEL-LUCENT USA, INC. , AND	§	
AT&T MOBILITY LLC		

ADAPTIX, INC.	§	
v.	§	No. 6:12cv122
ALCATEL-LUCENT USA, INC. AND	§	
CELLCO PARTERSHIP d/b/a	§	
VERIZON WIRELESS		

ADAPTIX, INC.	§	
v.	§	No. 6:12cv123
ALCATEL-LUCENT USA, INC. AND	§	
SPRINT SPECTRUM L.P.		

**MEMORANDUM ORDER ADOPTING
REPORT AND RECOMMENDTION**

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Caroline M. Craven pursuant to 28 U.S.C. § 636. The Report of the magistrate judge which contains her proposed findings of fact and recommendations for the disposition of such action has been presented for consideration. No objections were filed to the Report and Recommendation. The Court is of the opinion that the findings and conclusions of the magistrate judge are correct. Therefore, the Court hereby adopts the Report of the United States Magistrate Judge as the findings and conclusions of this Court. Accordingly, it is hereby

ORDERED that Defendants' Motion for Partial Summary Judgment of Invalidity of Claim 13 of the '808 Patent (Dkt Nos. 271, 267 & 245) is **GRANTED**. It is further

ORDERED that Claim 13 of U.S. Patent No. 6,870,808 is invalid under 35 U.S.C. § 112 ¶

4.

It is SO ORDERED.

SIGNED this 13th day of January, 2015.

A handwritten signature in black ink, reading "Michael H. Schneider", written over a horizontal line.

MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE